

Judge Leighton

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,
Plaintiff,
v.
LANCE EDWARD GLOOR, et al.,
Defendants.

NO. CR13-5659RBL

FINAL ORDER OF FORFEITURE

THIS MATTER comes before the Court on motion of the United States for entry of a Final Order of Forfeiture with respect to the following assets:

- (a) \$1,178.00 in United States currency seized from Key Peninsula Collective dba KPN Cross on July 24, 2013; and
- (b) \$3,320.00 in United States currency seized from Rainier ATM, LLC on July 24, 2013.

On June 3, 2016, this Court entered Preliminary Order of Forfeiture, in the above-captioned case forfeiting defendant LANCE EDWARD GLOOR's interest in the above-described property.

The above-described property is subject to forfeiture pursuant to Title 21, United States Code, Section 853, based upon the jury finding LANCE EDWARD GLOOR guilty of violations of *Conspiracy to Distribute Marijuana*, in violation of Title 21, United States Code, Sections 841(a)(1), the lesser included amount of marijuana

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1 under (b)(1)(B), and 846, and *Manufacture Marijuana*, in violation of Title 21,
2 United States Code, Sections 841(a)(1), (b)(1)(C) and Title 18, United States Code,
3 Section 2, and his agreement to forfeit the above-described property.

4 Pursuant to Title 21, United States Code, Section 853(n), the United States
5 published notice on an official government forfeiture website, currently
6 www.forfeiture.gov for thirty (30) days beginning June 5, 2016. In the publication the
7 United States published notice of the Preliminary Order of Forfeiture and the intent of the
8 United States to dispose of the property in accordance with law. This notice further
9 stated that any person other than the defendant having or claiming an interest in the
10 property was required to file a petition with the Court within sixty (60) days of the first
11 date of publication, setting forth the nature of the petitioner's right, title, and interest in
12 the property.

13 On or about August 18, 2016, a copy of the Preliminary Order of Forfeiture in the
14 above-captioned criminal case was sent to Shannon Rose O'Leary, via U.S. Postal
15 Service regular mail as well as certified mail, return receipt requested. The U.S. Postal
16 Service's Product & Tracking Information confirmed delivery of the certified letter on
17 August 23, 2016.

18 On or about August 18, 2016, a copy of the Preliminary Order of Forfeiture in the
19 above-captioned criminal case was sent to Michael P. Hutchinson, via U.S. Postal Service
20 regular mail as well as certified mail, return receipt requested. The certified letter was
21 delivered, and the return receipt was delivered to the United States on or about
22 August 30, 2016.

23 On or about August 18, 2016, a copy of the Preliminary Order of Forfeiture in the
24 above-captioned criminal case was sent to Rainier ATM, LLC, via U.S. Postal Service
25 regular mail as well as certified mail, return receipt requested. The letter sent regular
26 mail was not returned, but the certified letter was returned as "Unclaimed" to the
27 United States on or about September 19, 2016.

1 In the related civil case, *U.S. v. \$216,485.00 in United States Currency, et al.*,
2 Case No. CV14-5041RBL (W.D. of Wash. filed Jan. 14, 2014), the President of Rainier
3 ATM, LLC, Kelly Uchimura, filed a claim to the \$6,640.00 in United States currency
4 seized from Rainier ATM, LLC on July 24, 2013.

5 In the same related civil case, on September 16, 2016, the Court entered a
6 Stipulated Settlement Agreement Between the United States and Third-Party Claimant
7 Kelly Uchimura in which the United States agreed to return \$3,320.00 of the \$6,640.00 in
8 United States Currency to Mr. Uchimura.

9 All persons and entities believed to have an interest in the property subject to
10 forfeiture were given proper notice of the intended forfeiture.

11 No other petitioners have come forward to assert an interest in the forfeited
12 property, and the time for doing so has expired.

13 Accordingly, IT IS ORDERED, ADJUDGED and DECREED that the following
14 property is hereby fully and finally condemned and forfeited to the United States in its
15 entirety:

16 (a) \$1,178.00 in United States currency seized from Key Peninsula Collective
17 dba KPN Cross on July 24, 2013; and

18 (b) \$3,320.00 in United States currency seized from Rainier ATM, LLC on
19 July 24, 2013.

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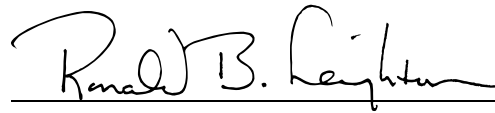
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1 IT IS FURTHER ORDERED, ADJUDGED and DECREED that no right, title, or
2 interest in the above-described property shall exist in any other party. The United States
3 Marshals Service is authorized to dispose of the above-listed property in accordance with
4 the law.

5 IT IS SO ORDERED.

6 DATED this 4th day of November, 2016.

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10 Ronald B. Leighton
11 United States District Judge

12 Presented by:

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